

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Edward E. Miller

) Atty. Dkt. No. 03.09.17.1

)

) Art Unit: Unknown

) Examiner: Unknown

)

Serial No. Unknown
Filing Date: Unknown
Title:

) Duncan, Oklahoma 73534

)

**WATER CONTROL IN A
SUBSURFACE FORMATION**

) Date: February 24, 2004

LETTER OF TRANSMITTAL

Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith for filing in the United States Patent and Trademark Office is the application of the above identified inventor for United States Letters Patent. Also included are various documents in support of the application.

The documents transmitted and attached hereto include:

1. Original oath of applicant;
2. Specification of 33 pages consisting of 27 pages of disclosure, 5 pages of claims, including 5 independent claims and 11 dependent claims, and an Abstract of Disclosure;
3. Cashier's check in the amount of \$942.00 as the prescribed filing fee;
4. Power of Attorney;
5. Self-addressed, postage paid, post card as temporary filing receipt;
6. Information Disclosure Statement; and
7. Request that the attached application not be published under 35 USC 122(b).

Respectfully submitted,



Thomas R. Weaver
Registration No. 25,613



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Atty. Dkt. No. 03.09.17.1
Edward E. Miller)
) Art Unit: Unknown
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Title:) Duncan, Oklahoma 73534
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WATER CONTROL IN A)
SUBSURFACE FORMATION) Date: February 24, 2004

REQUEST AND CERTIFICATION UNDER 35 USC 122(b)(2)(B)(i)

Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

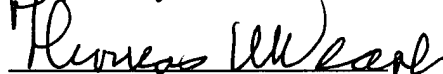
Sir:

I, the undersigned attorney, pursuant to the provisions of 37 CFR 1.33(b)(1), hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application **not** be published under 35 USC 122(b).

It is understood that applicant may rescind this request for nonpublication at any time. If applicant does rescind this request that the application not be published under 35 USC 122(b), then it is further understood that the application will be scheduled for publication at eighteen months from the earliest filing date for which a benefit is claimed.

If applicant, subsequent to this request, files an application directed to the invention disclosed in the attached application in another country, or under a multilateral agreement, that requires publication of applications eighteen months after filing, then it is understood that applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Applicant understands that **this application will be abandoned under 35 USC 122(b)(2)(B)(iii)**, if the required notification is not submitted as required.

Respectfully submitted,



Thomas R. Weaver
Registration No. 25,613

2-27-04
Date

Post Office Box 1405
Duncan, Oklahoma 73534
Telephone: (580) 255-6911

EXPRESS MAIL POST OFFICE TO ADDRESSEE
37 CFR 1.10

I hereby certify that the within and foregoing document, together with the attachments referred to therein, if any, is being deposited by the undersigned as "EXPRESS MAIL" with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to the Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date written just below my signature. The number of the "EXPRESS MAIL" mailing label placed on the envelope is:

ER 542 219 895 US



Thomas R. Weaver
Registration No. 25,613

2-27-04


Date of Deposit in
"EXPRESS MAIL"

CERTIFICATE OF MAILING

I hereby certify that the within and foregoing document, together with the attachments referred to therein, if any, is being deposited by the undersigned with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to the

Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

on the date written just below my signature.


Thomas R. Weaver
Registration No. 25,613
2-27-04
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OATH
ORIGINAL APPLICATION
FOR
UNITED STATES LETTERS PATENT

I, Edward E. Miller, pursuant to 35 USC 115 and 37 CFR 1.63, being first duly sworn, depose and state:

THAT I am a citizen of the United States of America and reside in Plano, Collin County, State of Texas;

THAT I have read and understand the disclosure and claims of the specification attached hereto and made a part hereof which is entitled "WATER CONTROL IN A SUBSURFACE FORMATION" and which is further identified by attorney docket number 03.09.17.1;

THAT I believe I am the original, first and sole inventor of the process, machine, manufacture or composition of matter, or improvement thereof, disclosed and claimed in the said specification;

THAT I, in accordance with 37 CFR 1.56, acknowledge that I have a duty of candor and good faith in dealing with the United States Patent and Trademark Office, which includes a duty to disclose to the United States Patent and Trademark Office all information known to me to be material to the patentability of each claim pending in the said specification;

THAT I do not claim the benefit of the filing date of a prior foreign application for patent or inventor's certificate.

I do not know and do not believe that the invention claimed in the said specification was known or used by others in this country, or was patented or described in a printed publication in this or a foreign country, or was described in a patent granted on an application for patent by another filed in this country before the invention thereof by me.

I do not know and do not believe that the invention claimed in the said specification was patented or described in a printed publication in this or a foreign country, or was in public use or on sale in this country, more than one year prior to the filing date of this application in this country.



I do not know and do not believe that the invention claimed in the said specification was first patented or caused to be patented, or was the subject of an inventor's certificate, by me or my legal representatives or assigns in a foreign country prior to the date of application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing date of this application in the United States.

My current mailing address is:

6417 Rainier Road
Plano, Texas 75023

All statements made herein of my own knowledge are true and all statements made herein on information and belief are believed to be true. I understand that willful false statements and the like so made are punishable by fine or imprisonment, or both, (18 USC 1001) and may jeopardize the validity of the application or any patent issuing thereon.

Edward E. Miller
Edward E. Miller

2/27/04
Date

STATE OF Texas)
) SS.
COUNTY OF Dallas)

Before me, the undersigned authority, on this day personally appeared Edward E. Miller, known by me to be the person whose name is subscribed to the annexed and foregoing instrument, and such person declared to me that he executed the instrument as his free and voluntary act and deed for the purposes and in the capacity therein expressed.

Subscribed and acknowledged before me by the said Edward E. Miller this
27 day of Feb., 2004.

Sarah K. Trull
NOTARY PUBLIC

MY COMMISSION EXPIRES:

10-03-05

